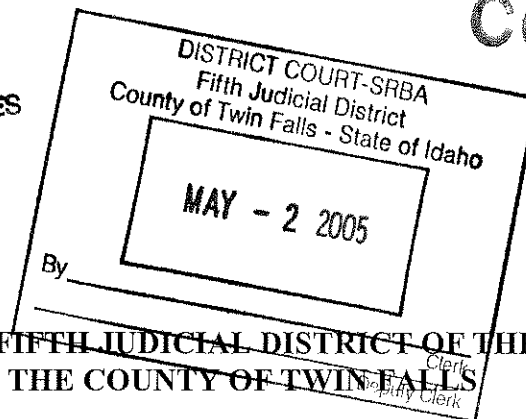


RECEIVED

MAY 05 2005
DEPARTMENT OF
WATER RESOURCES

COPY



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

)

Water Rights: 65-7461

Case No. 39576

)

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
☐ Substitution of Party
☐ IC § 42-222 transfer

- | | |
|---|--|
| ☐ Point of diversion | ☐ Place of use |
| ☐ Period of use | ☐ Nature of use |
| ☐ Split of water right | ☐ Change in ownership |
| ☐ Other | |

XX IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 5-2-05

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 2, 2005, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

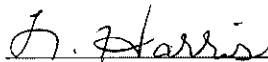
Clive Strong	☐ overnight mail
Office of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

George E. Colwell	☐ overnight mail
Cheryl F. Colwell	☒ regular mail
3990 Hwy 52	☐ hand-delivered
Payette, ID 83661	☐ facsimile

Dana L. Hofstetter	☐ overnight mail
608 W. Franklin	☒ regular mail
Boise, ID 83702	☐ hand-delivered
	☐ facsimile



Signature of person mailing this document

COPY

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-7461
NAME AND ADDRESS:
CHERYL F COLWELL
3990 HWY 52
PAYETTE ID 83661
GEORGE E COLWELL
3990 HWY 52
PAYETTE ID 83661

SOURCE: Source:
PAYETTE RIVER

QUANTITY: 5.900 CFS
2,330.000 AFY

925.000 AFY

USE OF THIS RIGHT WITH RIGHT NO. 65-11211 IS LIMITED TOTAL TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 925 AF.

PRIORITY DATE: 04/08/1975

POINT OF DIVERSION:

T08N R04W S21 NWNW Lot 4 Rediversion
Within PAYETTE County

T08N R04W S22 SWSW Lot 6 Injection
Within PAYETTE County

T08N R04W S35 SWSE
Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

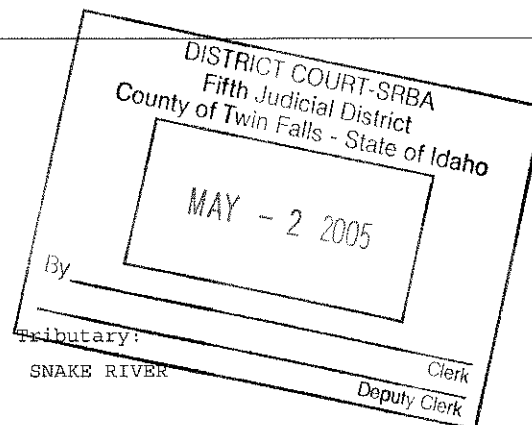
Purpose of use	Period of use:	Quantity:
IRRIGATION	03/01 11/15	5.900 CFS 2,330.00 AFY
		5.900 CFS 925.00 AFY

PLACE OF USE:

IRRIGATION within PAYETTE County

T08N R04W S17 SWSW 5.0
T08N R04W S17 SWSE Lot 1 6.0
T08N R04W S19 NENE Lot 1 3.0
T08N R04W S20 NENE Lot 7 8.0
T08N R04W S20 NWNE Lot 7 3.0
T08N R04W S20 SENE Lot 1 2.0
T08N R04W S20 NENW 4.0
T08N R04W S20 NWNW Lot 6 36.0
T08N R04W S20 SWNW Lot 6 14.0
T08N R04W S20 SENW 7.0
T08N R04W S21 SWNE Lot 2 1.0
T08N R04W S21 NWNW Lot 4 6.0
T08N R04W S21 SENW Lot 5 12.0
T08N R04W S21 NESE Lot 1 1.0
T08N R04W S21 SWSE 17.0
T08N R04W S21 SESE Lot 8 17.0
T08N R04W S27 NENW 1.0
T08N R04W S27 SENW 9.0

152 ACRES TOTAL



Rights 65-11211, 65-11261, and 65-07461 when combined shall not exceed the irrigation of 152 acres.

USE OF THIS RIGHT WITH RIGHT NO. 65-11211 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 152.0 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 65-11261 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 152.0 ACRES IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.

The portion of Right 65-07461 used for conveyance losses is 1.34 cfs.

Rights 65-03617, 65-05921, 65-08627, 65-11255 & 65-11261 are also diverted through the point of diversion described above.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 65.